

DEC 23 2005

Docket No. 740124-183

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Martin ELLER

Application No. 10/805,272

Filed: March 22, 2004

For: METHOD OF JOINING A ROD-SHAPED HEATING
ELEMENT WITH A TUBULAR CARRIER ELEMENT,
AND A GLOW PLUG INCLUDING A ROD-SHAPED
HEATING ELEMENT IN A TUBULAR CARRIER
ELEMENT:
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: Examining Group 3742
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:
: Examiner: Fastovsky
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: Confirmation No. 8981
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:CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office: Fax No. 571-273-8300 on December 23, 2005.


Kathleen M. McManusREQUEST FOR WITHDRAWAL OF PREMATURE OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On September 26, 2005, an RCE was filed with a request for a three month suspension of action. Prior to expiration of the suspension and prior to receipt of applicant's timely filed submission filed December 22, 2005, on December 19, 2005, the Examiner prematurely issued a final Office Action. Since applicant was entitled to use of the full three month suspension period and entitled to entry and consideration of its timely filed submission, it is requested that the Office Action of December 19, 2005, be withdrawn and that a new non-final Office Action be issued which takes into consideration the facts established by the Declaration filed by applicant on December 22, 2005.

Respectfully submitted,

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